

WER.6526/MPS-DMK, mpb

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

SEPTEMBER FULLER

VS.

WERNER ENTERPRISES, INC.,  
GREGORY GEORGE HITTNER,  
MARK R. STUBBS and  
CONTINENTAL EXPRESS, INC.

§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. 3:16-cv-2958-1

**DEFENDANTS WERNER ENTERPRISES, INC. AND GREGORY GEORGE  
HITTNER'S NOTICE OF DISMISSAL AS TO ALL COSTS AWARDED**

**TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW WERNER ENTERPRISES, INC. and GREGORY GEORGE HITTNER,  
Defendants in the above entitled and numbered cause, and file this, their Notice of Dismissal as to  
All Costs Awarded.

Defendants hereby give notice to this honorable Court that the Parties have settled all issues  
in controversy and the Defendants now wish to withdraw and dismiss all rights to collect and  
recover costs awarded to them as contained within docket No. 158 that were taxed against the  
Plaintiff.

For the foregoing reason state above, Defendants respectfully give notice that all costs  
awarded to Defendants in this cause number are withdrawn and dismissed.

Respectfully submitted,

*/s/ Daniel M. Karp*

---

**MICHAEL P. SHARP**

SBN: 00788857

[msharp@feesmith.com](mailto:msharp@feesmith.com)

**DANIEL M. KARP**

SBN: 24012937

[dkarp@feesmith.com](mailto:dkarp@feesmith.com)

**JENNIFER MAUER LEE**

SBN: 24049084

[jlee@feesmith.com](mailto:jlee@feesmith.com)

**FEE, SMITH, SHARP & VITULLO, L.L.P**

Three Galleria Tower

13155 Noel Rd., Suite 1000

Dallas, TX 75240

(972) 934-9100

(972) 934-9200 - Fax

**ATTORNEYS FOR DEFENDANTS**

**WERNER ENTERPRISES, INC. and**

**GREGORY GEORGE HITTNER**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on July 12, 2019, the foregoing was filed with the Clerk of the Court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. The electronic case filing system sent a "Notice of Electronic Filing" to the following attorneys of record who have consented in writing to accept this Notice as service of documents by electronic means.

**Via email: [gwade@dzwlaw.com](mailto:gwade@dzwlaw.com)**

**Via email: [leda@dzwlaw.com](mailto:leda@dzwlaw.com)**

Guy I. Wade Lawhorn, III

Leda Juengerman

Derryberry Zips Wade Lawhorn, PLLC

1910 Pacific Ave., Suite 8055

Dallas, TX 75201

**Via email: [czip@dzwlaw.com](mailto:czip@dzwlaw.com)**

Craig D. Zips

Derryberry Zips Wade Lawhorn, PLLC

100 E. Ferguson St., Suite 121

Tyler, TX 757002

*/s/ Daniel M. Karp*

---

**DANIEL M. KARP**